

Court of Appeals, State of Michigan

ORDER

Knight Enterprises Inc v Sydney Way Inc

Docket No. 266404

LC No. 05-526683-CK

Helene N. White
Presiding Judge

Kirsten Frank Kelly

Christopher M. Murray
Judges

The Court orders that the motion to file a late answer is GRANTED.

The Court further orders, pursuant to MCR 7.205(D)(2), that the October 19, 2005, order of the Wayne Circuit Court granting plaintiff's motion for a preliminary injunction hereby is VACATED. The circuit court is directed to reconsider the factors required for injunctive relief, and make findings on the record with respect to each factor, and to consider other, less onerous, methods of protecting plaintiff's interests, if necessary (e.g. the appointment of an interim receiver.). The case is REMANDED for proceedings consistent with this order.

This Court retains no further jurisdiction. This order is to have immediate effect, MCR 7.215(F)(2).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 24 2006

Date

Sandra Schultz Mengel
Chief Clerk